

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

Delaware

Johnnie M. DuBose

SUMMONS IN A CIVIL CASE

Michael Walsh, ^{V:} in his official capacity as
New Castle County Sheriff

American Business Credit (ABC)

CASE NUMBER:

07 - 45

Robert K Beste Jr Esq.

Maggie Clausell Esq.

TO: (Name and address of Defendant)

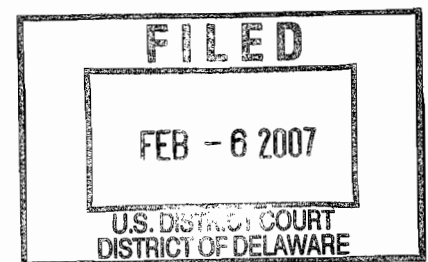
Michael P. Walsh, New Castle County Sheriff

% Donald L. George Jr. Attorney

800 King Street Suite 303

P.O. Box 1674

Wilmington, Delaware 19899-1674



YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Johnnie M. DuBose

4 Teakwood Lane

Wilmington, Delaware 19876

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

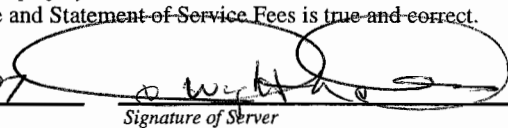
DATE

1/23/07

(By) DEPUTY CLERK

E. Shuckler

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	1/24/07
NAME OF SERVER (PRINT) Dwight L. Davis	TITLE	Server
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: <u>Registered Agent</u> <u>Office of Newcastle County Sheriff 800 French Street</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <u>Susan Diaz Newcastle County Law Dept. 1/29/07</u>		
<input type="checkbox"/> Returned unexecuted: _____		
<input type="checkbox"/> Other (specify): <u>Medical Examiner refused summons</u> <u>left copy with NCC Sheriff's Attorney</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>1/24/07</u> Date <u></u> Signature of Server</p> <p style="text-align: center;"><u>800 W 9th St. W. 1st Fl. - 71801</u> Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.